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8 UNITED STATES DISTRICT COURT

9 FOR THE CENTRAL DISTRICT OF CALIFORNIA

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11 KARI BODE and GINA NASTASI,

12 Plaintiffs,

13 v.

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15 CITY OF FULLERTON, OFFICER  
16 ALBERT RINCON, OFFICER  
17 CHRISTOPHER WREN, and DOES 1  
TO 100, Inclusive,

18 Defendants.

19  
20 Case No.: SACV 10-0835-AG (MLGx)  
21 Judge: Hon. Andrew J. Guilford  
22 Dept.: Courtroom 10D

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24 **[PROPOSED] ORDER RE: EX  
25 PARTE APPLICATION TO  
26 STRIKE UNTIMELY MOTION  
27 FOR SUMMARY JUDGMENT**

28 Complaint Filed: December 17, 2009

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17 CASE NO. SACV 10-0835-AG (MLGx)

**TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD HEREIN:**

The Court having read and considered all filings and arguments in connection with Plaintiffs' Ex Parte Application to Strike The Untimely Motion For Summary Judgment filed by Defendant City of Fullerton, hereby rules as follows:

\_\_\_\_\_. Plaintiff's *Ex Parte* Application is GRANTED. Defendants' Motion for Summary Judgment [Docket No. 20], was not timely filed. It is stricken and taken off calendar on that basis.

\_\_\_\_\_. Plaintiff's *Ex Parte* Application is DENIED.

## IT IS SO ORDERED.

DATE: September \_\_, 2011

Hon. Andrew J. Guilford  
UNITED STATES DISTRICT COURT JUDGE